

THURSDAY, APRIL 15, 2004
EIGHTY-FIRST LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 9:00 a.m., and was called to order by Mr. Speaker Wilder.

PRAYER

The proceedings were opened with prayer by Dr. Jay McCluskey of North Cleveland Baptist Church in Cleveland, Tennessee, a guest of Senator Miller.

PLEDGE OF ALLEGIANCE

Senator Cooper led the Senate in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 33

Senators present were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder—33.

STANDING COMMITTEE REPORTS

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 2072 with amendment, 2137, 2208, 2263, 2342, 2674 with amendment, 3136 with amendment, 3137 with amendment, 3156, 3243 with amendment, 3274 with amendment, 3294, 3418 with amendment, 3455 with amendment and 3466; and Senate Joint Resolution No. 798.

HENRY, Chairperson
April 13, 2004

The Speaker announced that he had referred Senate Bills Nos. 2072 with amendment, 2137, 2208, 2263, 2342, 2674 with amendment, 3136 with amendment, 3137 with amendment, 3156, 3243 with amendment, 3274 with amendment, 3294, 3418 with amendment, 3455 with amendment and 3466; and Senate Joint Resolution No. 798 to Committee on Calendar.

STATE AND LOCAL GOVERNMENT

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 925 with amendment, 2180 with amendment, 2344 with amendment, 2767 with amendment, 2745 with amendment, 2823

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with amendment, 3046, 3246 with amendment and 3336 with amendment; Senate Joint Resolutions Nos. 869 and 882; and House Joint Resolutions Nos. 815, 835 with amendment, 839, 982 and 1032; also, recommend that Senate Bills Nos. 2328 and 2347 be referred to Committee on Finance, Ways and Means.

COHEN, Chairperson
April 13, 2004

The Speaker announced that he had referred Senate Bills Nos. 925 with amendment, 2180 with amendment, 2344 with amendment, 2767 with amendment, 2745 with amendment, 2823 with amendment, 3046, 3246 with amendment and 3336 with amendment; Senate Joint Resolutions Nos. 869 and 882; and House Joint Resolutions Nos. 815, 835 with amendment, 839, 982 and 1032 to Committee on Calendar.

The Speaker announced that he had referred Senate Bills Nos. 2328 and 2347 to Committee on Finance, Ways and Means.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 850, 1002 with amendments, 2667 with amendment and 3228 with amendments; also, recommend that Senate Bill No. 2935 be referred to Committee on Finance, Ways and Means.

PERSON, Chairperson
April 13, 2004

The Speaker announced that he had referred Senate Bills Nos. 850, 1002 with amendments, 2667 with amendment and 3228 with amendments to Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 2935 to Committee on Finance, Ways and Means.

EDUCATION

MR. SPEAKER: Your Committee on Education begs leave to report that we have carefully considered and recommend for passage: Senate Bill No. 1174 with amendment; also, recommend that Senate Bill No. 3016 with amendment be referred to Committee on Finance, Ways and Means.

McNALLY, Chairperson
April 14, 2004

The Speaker announced that he had referred Senate Bill No. 1174 with amendment to Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 3016 with amendment to Committee on Finance, Ways and Means.

GENERAL WELFARE, HEALTH AND HUMAN RESOURCES

MR. SPEAKER: Your Committee on General Welfare, Health and Human Resources begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos.

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2916 and 3387; and Senate Joint Resolution No. 860; also, recommend that Senate Bills Nos. 2483, 2979 and 3438 be referred to Committee on Finance, Ways and Means; and Senate Bill No. 3120 be referred to Committee on Judiciary.

FORD, Chairperson
April 14, 2004

The Speaker announced that he had referred Senate Bills Nos. 2916 and 3387; and Senate Joint Resolution No. 860 to Committee on Calendar.

The Speaker announced that he had referred Senate Bills Nos. 2483, 2979 and 3438 to Committee on Finance, Ways and Means.

The Speaker announced that he had referred Senate Bill No. 3120 to Committee on Judiciary.

GOVERNMENT OPERATIONS

MR. SPEAKER: Your Committee on Government Operations begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 2541 and 2561; also, recommend that Senate Bill No. 555 be referred to Committee on General Welfare, Health and Human Resources.

HARPER, Chairperson
April 14, 2004

The Speaker announced that he had referred Senate Bills Nos. 2541 and 2561 to Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 555 to Committee on General Welfare, Health and Human Resources.

MOTION

Senator Herron moved that the rules be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 971**, out of order, which motion prevailed.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution No. 971 by Senator Herron.
Memorials, Retirement -- Coach Don Durden.

On motion of Senator Herron, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 971** was adopted by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

MOTION

Senator Ketron moved that the rules be suspended for the immediate consideration of **House Joint Resolution No. 1072**, out of order, which motion prevailed.

RESOLUTION LYING OVER

House Joint Resolution No. 1072 -- Memorials, Recognition -- Farmers Bank of Cornersville and Lewisburg, 100th anniversary.

On motion of Senator Ketron, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 1072** was concurred in by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Person, Ramsey, Southerland, Trail and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

MOTION

Senator Williams moved that the rules be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 973**, out of order, which motion prevailed.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution No. 973 by Senator Williams.
Memorials, Congratulations -- Ford Mustang, 40th anniversary.

On motion of Senator Williams, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 973** was adopted by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

MOTION

Senator Williams moved that the rules be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 974**, out of order, which motion prevailed.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution No. 974 by Senator Williams.
Memorials, Recognition -- Mustang Club of America.

On motion of Senator Williams, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 974** was adopted by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

INTRODUCTION OF BILLS

The Speaker announced that the following bills were filed for introduction and passed first consideration:

Senate Bill No. 3495 by Senator Cooper.

Spencer -- Subject to local approval, rewrites charter. Amends Chapter 179 of the Private Acts of 1923; as amended.

Senate Bill No. 3499 by Senator Ketron.

Maury County -- Subject to local approval, permits legislative body of Maury County by resolution to authorize the foreman of the grand jury to appoint a part-time clerk to handle administrative duties for the grand jury and to compensate the clerk at a rate equal to the compensation paid to the guard of the grand jury; repeals Chapter 651 of the Private Acts of 1947.

HOUSE BILLS ON FIRST CONSIDERATION

The Speaker announced that the following House Bills were transmitted to the Senate and passed first consideration:

House Bill No. 1642 -- Divorce, Annulment and Alimony -- Provides that parties to divorce on ground of irreconcilable differences do not have to be present at final hearing if court approves of marital dissolution agreement and such agreement has been signed by both parties for 30 days. Amends TCA Section 36-4-103.

House Bill No. 2258 -- Autopsies -- Requires autopsy report to be completed within 30 days of submission of the body or person responsible for report shall make written explanation as to why such report was not completed within 30 days and send it to next of kin and person requesting autopsy. Amends TCA Title 38, Chapter 7, Part 1.

House Bill No. 2263 -- Bail, Bail Bonds -- Limits time clerk can demand payment for execution on final bail bond judgments to 180 days. Amends TCA Title 40, Chapter 11, Part 1.

House Bill No. 2428 -- Local Education Agency -- Allows all school board members to participate in group insurance, not just those applying before July 1, 2001. Amends TCA Section 8-27-303.

House Bill No. 2435 -- Radio and Television -- Expands municipal electric system cable pilot project to one in each grand division. Amends TCA Section 7-52-601.

House Bill No. 2539 -- Public Works Projects -- Authorizes local governments to issue bonds for the extension of railroads. Amends TCA Title 9, Chapter 21.

House Bill No. 2601 -- Motor Vehicles -- Requires motor vehicle financial responsibility information be entered onto accident reports. Amends TCA Title 55, Chapter 10, Part 1.

House Bill No. 2719 -- Railroads -- Authorizes boards of directors of local rail authorities to borrow moneys for the operation, maintenance and repair of railroads. Amends TCA Title 7, Chapter 56.

House Bill No. 2739 -- Child Custody and Support -- Permits a significant existing relationship to be established for purposes of grandparent visitation without an expert witness; instructs the court to consider whether a reasonable person would find that such a relationship exists. Amends TCA Title 36.

House Bill No. 2823 -- Disabled Persons -- Authorizes issuance of additional handicapped placards upon payment of fee set by Department of Safety; authorizes fee for additional placards for deaf persons to be set by department. Amends TCA Title 55, Chapter 21; Title 55, Chapter 4 and Title 55, Chapter 8.

House Bill No. 2830 -- Fire Prevention and Investigation -- Requires private and state employed fire prevention and building officials to receive certification from the fire marshal, deletes grandfather clause for certain building inspectors. Amends TCA Section 68-120-113.

House Bill No. 3180 -- Highway Signs -- "Lawton Tarpley Bridge", U.S. 31-A over Richland Creek in Town of Cornersville, Marshall County.

House Bill No. 3288 -- Bonds and Undertakings, Regulation of -- Applies present law requirements for local government revenue bonds to other types of interest rate agreements into which local governments enter.

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House Bill No. 3394 -- Law Enforcement -- Authorizes law enforcement officer assigned to judicial district drug task force to receive POST certification but provides that such officer would not be entitled to the police pay supplement provided for certified officers. Amends TCA Title 8, Chapter 42 and Title 8, Chapter 7.

House Bill No. 3480 -- Taxes -- Revises certain allocations of sales and use taxes; revises application of business tax to certain services; removes exemption from occupation privilege tax for full-time state employees.

House Bill No. 3526 -- Sports -- Repeals authorization for and all provisions relating to toughman and badman matches. Repeals TCA Title 68, Chapter 115, Part 4.

House Bill No. 3544 -- Taxes -- Revises various tax provisions including allowing payment of taxes by credit and debit cards, establishing procedures for requesting an extension of time to file excise and franchise tax returns, and authorizing the Commissioner of Revenue to enter into certain agreements. Amends TCA Title 67, Chapter 1, Chapter 4, and Chapter 6.

House Bill No. 3577 -- Blount County -- Subject to local approval, creates Section No. 4 of the general sessions court to be appointed by the legislative body effective January 1, 2005, until September 1, 2006; provides for election for eight-year term at August 2006 general election; and, effective September 1, 2006, makes judge of Section No. 3 the presiding judge of such court. Amends Chapter 345 of the Private Acts of 1947.

House Bill No. 3587 -- Hornsby -- Subject to local approval, removes provision for election of marshal and combines the office of treasurer and recorder. Amends Chapter 112 of the Private Acts of 1920 (Ex. Sess.); as amended.

House Bill No. 3588 -- Rockwood -- Subject to local approval, revises charter of City of Rockwood to increase the dollar amount of contracts that must be competitively bid. Amends Chapter 327 of the Acts of 1903; Chapter 480 of the Private Acts of 1921; Chapter 11 of the Private Acts of 1967; and Chapter 289 of the Private Acts of 1980.

INTRODUCTION OF RESOLUTIONS

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 945 by Senator Burks.

Memorials, Academic Achievement -- James Logan Smith, Salutatorian, Cumberland County High School.

Senate Joint Resolution No. 946 by Senator Kilby.

Memorials, Academic Achievement -- Andrea Danielle Mahoney, Salutatorian, Coalfield High School.

Senate Joint Resolution No. 947 by Senator Kilby.

Memorials, Academic Achievement -- Mary Beth Armes, Valedictorian, Coalfield High School.

Senate Joint Resolution No. 948 by Senator Kilby.

Memorials, Academic Achievement -- Brooke Nicole Jackson, Valedictorian, Coalfield High School.

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Senate Joint Resolution No. 949 by Senator Kilby.

Memorials, Academic Achievement -- Heather Rae Gunter, Valedictorian, Central High School.

Senate Joint Resolution No. 950 by Senator Kilby.

Memorials, Academic Achievement -- Rachel Michelle Sexton, Salutatorian, Coalfield High School.

Senate Joint Resolution No. 951 by Senator Kilby.

Memorials, Academic Achievement -- Rachel Lee Daugherty, Valedictorian, Coalfield High School.

Senate Joint Resolution No. 952 by Senator Kilby.

Memorials, Academic Achievement -- Jessica Nicole Massengill, Valedictorian, Coalfield High School.

Senate Joint Resolution No. 953 by Senator Graves.

Memorials, Academic Achievement -- Jonathan Davenport, Valedictorian, Hendersonville Christian Academy.

Senate Joint Resolution No. 954 by Senator Graves.

Memorials, Academic Achievement -- Joshua Wooley, Salutatorian, Hendersonville Christian Academy.

Senate Joint Resolution No. 955 by Senator Graves.

Memorials, Professional Achievement -- Sandra Bennett, President of Business and Professional Women of Nashville.

Senate Joint Resolution No. 956 by Senator Cooper.

Memorials, Academic Achievement -- Lacy McDonald, Valedictorian, Franklin County High School.

Senate Joint Resolution No. 957 by Senator Cooper.

Memorials, Academic Achievement -- Chasity Ann Jernigan, Valedictorian, Franklin County High School.

Senate Joint Resolution No. 958 by Senator Cooper.

Memorials, Academic Achievement -- Kelli Renee Yates, Valedictorian, Franklin County High School.

Senate Joint Resolution No. 959 by Senator Cooper.

Memorials, Academic Achievement -- Ginger Marie Warf, Valedictorian, Franklin County High School.

Senate Joint Resolution No. 960 by Senator Cooper.

Memorials, Academic Achievement -- Christan Crouch, Valedictorian, Franklin County High School.

Senate Joint Resolution No. 961 by Senator Cooper.

Memorials, Academic Achievement -- Holly Gallagher, Valedictorian, Franklin County High School.

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Senate Joint Resolution No. 962 by Senator Cooper.

Memorials, Academic Achievement -- Annie Lee Amundson, Valedictorian, Franklin County High School.

Senate Joint Resolution No. 963 by Senator Cooper.

Memorials, Academic Achievement -- Coleton Ellington Bragg, Valedictorian, Franklin County High School.

Senate Joint Resolution No. 964 by Senator Cooper.

Memorials, Academic Achievement -- Lora Suzanne Girata, Valedictorian, Franklin County High School.

Senate Joint Resolution No. 965 by Senator Cooper.

Memorials, Academic Achievement -- Cameron Brown, Valedictorian, Franklin County High School.

Senate Joint Resolution No. 966 by Senator Cooper.

Memorials, Academic Achievement -- Honey Hubbard, Valedictorian, Franklin County High School.

Senate Joint Resolution No. 967 by Senator Cooper.

Memorials, Academic Achievement -- Chelsea Lynn Spaulding, Valedictorian, Franklin County High School.

Senate Joint Resolution No. 968 by Senator Cooper.

Memorials, Interns -- Jason A. Searles.

Senate Joint Resolution No. 969 by Senator Cooper.

Memorials, Public Service -- Jessica Crownover.

Senate Joint Resolution No. 970 by Senator McLeary.

Memorials, Death -- Captain Brent L. Morel.

Senate Joint Resolution No. 972 by Senator Burchett.

Memorials, Recognition -- Steve Cropper.

Senate Joint Resolution No. 975 by Senator Cohen.

Naming and Designating -- "Morris H. Fair Memorial Bridge", Walnut Grove Road spanning I-240 in Shelby County.

Senate Joint Resolution No. 976 by Senator Kyle.

Memorials, Academic Achievement -- Monica Dodson, Valedictorian, Trezevant High School.

Senate Joint Resolution No. 977 by Senator Kyle.

Memorials, Academic Achievement -- Brandon Webb, Salutatorian, Trezevant High School.

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Senate Joint Resolution No. 978 by Senator Beavers.

Memorials, Academic Achievement -- Dee Dee Dunnivant, Valedictorian, Friendship Christian School.

Senate Joint Resolution No. 979 by Senator Beavers.

Memorials, Academic Achievement -- Lindsey Smith, Salutatorian, Friendship Christian School.

Senate Joint Resolution No. 980 by Senator Beavers.

Memorials, Academic Achievement -- Seth H. Thurman, Salutatorian, Trousdale County High School.

Senate Joint Resolution No. 981 by Senator Beavers.

Memorials, Academic Achievement -- Jessica D. Ray, Valedictorian, Trousdale County High School.

Senate Joint Resolution No. 982 by Senator Beavers.

Memorials, Academic Achievement -- Ashley Stubblefield, Valedictorian, Macon County High School.

Senate Joint Resolution No. 983 by Senator Beavers.

Memorials, Academic Achievement -- Jeffery Thompson, Salutatorian, Macon County High School.

Senate Joint Resolution No. 984 by Senator Graves.

Memorials, Congratulations -- Willie Ruth Borders.

Senate Resolution No. 194 by Senator Kilby.

Memorials, Interns -- David Jarod Wilder.

RESOLUTIONS LYING OVER

House Joint Resolution No. 837 -- Highway Signs -- "William T. (Bill) Burke Overpass",

S.R. 22 overpass in McKenzie.

The Speaker announced that he had referred House Joint Resolution No. 837 to Committee on Transportation.

House Joint Resolution No. 870 -- Highway Signs -- "Larry E. Stewart Bridge", Lascassas

Bridge over Stones River on SR 96 in Rutherford County.

The Speaker announced that he had referred House Joint Resolution No. 870 to Committee on Transportation.

House Joint Resolution No. 930 -- Highway Signs -- Names the Highway 31 bridge across

Interstate 65 in Ardmore, Giles County, in honor of William Morris "Doc" Oliver and provides for funding of signage by Ardmore.

The Speaker announced that he had referred House Joint Resolution No. 930 to Committee on Transportation.

House Joint Resolution No. 957 -- Highway Signs -- Names the interchange on US

Highway 27 at Harrison Lane the "Arnold A. Stulce Interchange".

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The Speaker announced that he had referred House Joint Resolution No. 957 to Committee on Transportation.

House Joint Resolution No. 958 -- Naming and Designating -- May 15, 2004, Day of Special Prayer for Widows.

The Speaker announced that he had referred House Joint Resolution No. 958 to Committee on State and Local Government.

House Joint Resolution No. 998 -- General Assembly, Statement of Intent or Position -- Recognizes the seriousness of the affliction known as Reflex Sympathetic Dystrophy Syndrome and expresses support for programs to research, diagnose, or treat RSDS.

The Speaker announced that he had referred House Joint Resolution No. 998 to Committee on General Welfare, Health and Human Resources.

House Joint Resolution No. 1026 -- General Assembly, Statement of Intent or Position -- Designates every August 15th, beginning August 15, 2004, as Tennessee Chronic Kidney Disease Education Day.

The Speaker announced that he had referred House Joint Resolution No. 1026 to Committee on State and Local Government.

House Joint Resolution No. 1031 -- Memorials, Sports -- East Tennessee State University Buccaneers men's basketball.

The Speaker announced that he had referred House Joint Resolution No. 1031 to Committee on Calendar.

House Joint Resolution No. 1061 -- Memorials, Public Service -- George W. Thorogood, 2004 Robert W. Varnell, Jr., Leadership Award.

The Speaker announced that he had referred House Joint Resolution No. 1061 to Committee on Calendar.

House Joint Resolution No. 1063 -- Memorials, Public Service -- Francis S. Guess.

The Speaker announced that he had referred House Joint Resolution No. 1063 to Committee on Calendar.

House Joint Resolution No. 1064 -- Memorials, Academic Achievement -- Dat Nguyen, Valedictorian, Glenclyff High School.

The Speaker announced that he had referred House Joint Resolution No. 1064 to Committee on Calendar.

House Joint Resolution No. 1065 -- Memorials, Academic Achievement -- Amanda Loftis, Salutatorian, Glenclyff High School.

The Speaker announced that he had referred House Joint Resolution No. 1065 to Committee on Calendar.

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House Joint Resolution No. 1066 -- Memorials, Congratulations -- Patrolman R.T. Halford, Bartlett Police Department Officer of the Year.

The Speaker announced that he had referred House Joint Resolution No. 1066 to Committee on Calendar.

House Joint Resolution No. 1067 -- Memorials, Congratulations -- Burness Adams, Ms. Tennessee Senior America.

The Speaker announced that he had referred House Joint Resolution No. 1067 to Committee on Calendar.

House Joint Resolution No. 1068 -- Memorials, Public Service -- Dr. Jim Brantner, Fresh Start of Tennessee.

The Speaker announced that he had referred House Joint Resolution No. 1068 to Committee on Calendar.

House Joint Resolution No. 1069 -- Memorials, Death -- Edward Ward Hughes.

The Speaker announced that he had referred House Joint Resolution No. 1069 to Committee on Calendar.

House Joint Resolution No. 1070 -- Memorials, Retirement -- Norma Kerbaugh.

The Speaker announced that he had referred House Joint Resolution No. 1070 to Committee on Calendar.

House Joint Resolution No. 1077 -- Memorials, Sports -- University of Memphis Tiger football team.

The Speaker announced that he had referred House Joint Resolution No. 1077 to Committee on Calendar.

Senate Joint Resolution No. 939 -- Memorials, Academic Achievement -- Jessica Danielle Jones, Valedictorian, Sunbright High School.

The Speaker announced that he had referred Senate Joint Resolution No. 939 to Committee on Calendar.

Senate Joint Resolution No. 940 -- Memorials, Academic Achievement -- Frederick Charles Taylor, Jr., Valedictorian, Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 940 to Committee on Calendar.

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Senate Joint Resolution No. 941 -- Memorials, Academic Achievement -- Deborah Elizabeth Boylan, Valedictorian, Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 941 to Committee on Calendar.

Senate Joint Resolution No. 942 -- Memorials, Academic Achievement -- Brian Philip Lester, Valedictorian, Wartburg Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 942 to Committee on Calendar.

Senate Joint Resolution No. 943 -- Highway Signs -- "Morris H. Fair Memorial Bridge", SR 177 in Shelby County.

The Speaker announced that he had referred Senate Joint Resolution No. 943 to Committee on Transportation.

Senate Joint Resolution No. 944 -- Memorials, Heroism -- Lance Corporal Nathan Lorin Morrow, United States Marines.

The Speaker announced that he had referred Senate Joint Resolution No. 944 to Committee on Calendar.

Senate Resolution No. 193 -- Memorials, Academic Achievement -- Rebekah Leah Lambert, Salutatorian, Houston County High School.

The Speaker announced that he had referred Senate Resolution No. 193 to Committee on Calendar.

CONSENT CALENDAR NO. 1

House Joint Resolution No. 1046 -- Memorials, Retirement -- Doyle Walters.

House Joint Resolution No. 1048 -- Memorials, Recognition -- 50th Season of the Kiwanis Club of Lebanon Little League.

House Joint Resolution No. 1049 -- Memorials, Personal Occasion -- Delmer Howard Cosner, 60th birthday.

House Joint Resolution No. 1051 -- Memorials, Recognition -- Mary Frances Lyle, Athena Award.

House Joint Resolution No. 1052 -- Memorials, Recognition -- James Nelson Scott.

House Joint Resolution No. 1053 -- Memorials, Recognition -- National Ornamental Metal Museum, 25th anniversary.

House Joint Resolution No. 1054 -- Memorials, Personal Achievement -- Will Kirkman Colton, Eagle Scout.

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House Joint Resolution No. 1056 -- Memorials, Professional Achievement -- Craig Jones, Bartlett Fire Department Firefighter of the Year.

House Joint Resolution No. 1057 -- Memorials, Academic Achievement -- Todd Alan Wright, Salutatorian, Rockwood High School.

House Joint Resolution No. 1058 -- Memorials, Academic Achievement -- Rebekah Jody Miller, Valedictorian, Rockwood High School.

House Joint Resolution No. 1059 -- Memorials, Death -- Jack Ramsey.

House Joint Resolution No. 1060 -- Memorials, Death -- Elder Rue Eskridge, Sr.

Senate Joint Resolution No. 910 -- Memorials, Recognition -- Ruritan Club of Pinson, 40th anniversary.

Senate Joint Resolution No. 911 -- Memorials, Recognition -- Edward Mitchell.

Senate Joint Resolution No. 912 -- Memorials, Sports -- Boyd-Buchanan High School, 2003 TSSAA Class A Football State Championship.

Senate Joint Resolution No. 913 -- Memorials, Academic Achievement -- Jessica Rae Dickerson, Valedictorian, Greenbrier High School.

Senate Joint Resolution No. 914 -- Memorials, Academic Achievement -- James Duncan Williams, Jr., Valedictorian, Greenbrier High School.

Senate Joint Resolution No. 915 -- Memorials, Academic Achievement -- Melissa Dawn Lohman, Salutatorian, Greenbrier High School.

Senate Joint Resolution No. 916 -- Memorials, Academic Achievement -- Phillip Alan Green, Salutatorian, Greenbrier High School.

Senate Joint Resolution No. 917 -- Memorials, Recognition -- Reverend David O. Jones.

Senate Joint Resolution No. 918 -- Memorials, Academic Achievement -- Elizabeth Vu, Salutatorian, Treadwell High School.

Senate Joint Resolution No. 919 -- Memorials, Academic Achievement -- William Harris, Jr., Valedictorian, Treadwell High School.

Senate Joint Resolution No. 920 -- Memorials, Academic Achievement -- Bethany Wheeler, Valedictorian, Sequatchie County High School.

Senate Joint Resolution No. 921 -- Memorials, Recognition -- Mahaffey White.

Senate Joint Resolution No. 922 -- Memorials, Retirement -- Peggy Tackett.

Senate Joint Resolution No. 923 -- Memorials, Academic Achievement -- Kevin Christopher Omoumi, Valedictorian, White County High School.

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Senate Joint Resolution No. 924 -- Memorials, Academic Achievement -- Brittany Elaine King, Salutatorian, White County High School.

Senate Joint Resolution No. 925 -- Memorials, Academic Achievement -- Dakota Lee Brown, Valedictorian, Upperman High School.

Senate Joint Resolution No. 926 -- Memorials, Academic Achievement -- Michael Lee Bartlett, Salutatorian, Upperman High School.

Senate Joint Resolution No. 927 -- Memorials, Academic Achievement -- Heather Nicole Capps, Valedictorian, Pickett County High School.

Senate Joint Resolution No. 928 -- Memorials, Academic Achievement -- Luke Mason, Salutatorian, Pickett County High School.

Senate Joint Resolution No. 929 -- Memorials, Academic Achievement -- Candi Cassandra Bachour, Valedictorian, Jackson County High School.

Senate Joint Resolution No. 930 -- Memorials, Academic Achievement -- Andrew Justin Allen, Salutatorian, Jackson County High School.

Senate Joint Resolution No. 931 -- Memorials, Academic Achievement -- Heather Lovae Glasgow, Valedictorian, Cookeville High School.

Senate Joint Resolution No. 932 -- Memorials, Academic Achievement -- Senka Hadzimuratovic, Salutatorian, Cookeville High School.

Senate Joint Resolution No. 933 -- Memorials, Academic Achievement -- Tyrone Steve Phillips, Valedictorian, Monterey High School.

Senate Joint Resolution No. 934 -- Memorials, Academic Achievement -- Shalena Irene Parker, Salutatorian, Monterey High School.

Senate Joint Resolution No. 935 -- Memorials, Academic Achievement -- Savannah Renae DeRossett, Valedictorian, Cumberland County High School.

Senate Joint Resolution No. 937 -- Memorials, Academic Achievement -- Jessica Michelle Kreis, Salutatorian, Sunbright High School.

Senate Joint Resolution No. 938 -- Memorials, Academic Achievement -- Shaina Kristie Kilby, Valedictorian, Sunbright High School.

Senate Resolution No. 171 -- Memorials, Academic Achievement -- Tara Daniel, Valedictorian, Rossview High School.

Senate Resolution No. 172 -- Memorials, Academic Achievement -- Jennifer Ryan, Salutatorian, Rossview High School.

Senate Resolution No. 173 -- Memorials, Academic Achievement -- Sarah Elizabeth Massengale, Valedictorian, Scott High School.

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Senate Resolution No. 174 -- Memorials, Academic Achievement -- Crissy Deason, Valedictorian, Houston County High School.

Senate Resolution No. 175 -- Memorials, Academic Achievement -- Megan Cleghorn, 7th Semester Valedictorian, Houston County High School.

Senate Resolution No. 176 -- Memorials, Academic Achievement -- Galilee Jordan Bagwell, Valedictorian, Unity Christian Academy.

Senate Resolution No. 177 -- Memorials, Academic Achievement -- Joseph Allen Kennedy, Valedictorian, Northeast High School.

Senate Resolution No. 178 -- Memorials, Academic Achievement -- Travis Allen Stanton, Salutatorian, Northeast High School.

Senate Resolution No. 179 -- Memorials, Academic Achievement -- Matthew Gannaway, Salutatorian, Unity Christian Academy.

Senate Resolution No. 180 -- Memorials, Academic Achievement -- Morgan Falls, Valedictorian, Houston County High School.

Senate Resolution No. 181 -- Memorials, Academic Achievement -- Jamie Cary, Valedictorian, Houston County High School.

Senate Resolution No. 182 -- Memorials, Academic Achievement -- Dawn LeighAnn Cobb, 7th Semester Valedictorian, Houston County High School.

Senate Resolution No. 183 -- Memorials, Professional Achievement -- WKBL AM, 50th anniversary.

Senate Resolution No. 184 -- Memorials, Academic Achievement -- Francescea M. Davis, Salutatorian, Wooddale High School.

Senate Resolution No. 185 -- Memorials, Academic Achievement -- Crystal Vonika, Salutatorian, Westwood High School.

Senate Resolution No. 186 -- Memorials, Academic Achievement -- Jessica Guy, Salutatorian, Whitehaven High School.

Senate Resolution No. 187 -- Memorials, Academic Achievement -- Andrea Betesh, Valedictorian, Ridgeway High School.

Senate Resolution No. 188 -- Memorials, Academic Achievement -- Shirley M. Norman, Valedictorian, Wooddale High School.

Senate Resolution No. 189 -- Memorials, Academic Achievement -- Dionne M. Smith, Valedictorian, Westwood High School.

Senate Resolution No. 190 -- Memorials, Academic Achievement -- Earl A. Wynne, Valedictorian, Hamilton High School.

Senate Resolution No. 191 -- Memorials, Academic Achievement -- Markeenya Gunn, Valedictorian, Whitehaven High School.

Senate Resolution No. 192 -- Memorials, Academic Achievement -- Tammy Rayford, Salutatorian, Hamilton High School.

Senator Crowe moved that all Senate Joint Resolutions and Senate Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes 33
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--33.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 2

Objections having been raised, the following bill was placed at the heel of the calendar for Monday, April 19, 2004, pursuant to Rule 38: **Senate Bill No. 2342.**

Senate Bill No. 2137 -- Military -- Extends 90-day extension of deadline for payment of property taxes, professional privilege taxes, and Hall income tax for military personnel on active duty to 180 days. Amends TCA Title 67.

Senate Bill No. 2208 -- Local Education Agency -- Allows all school board members to participate in group insurance, not just those applying before July 1, 2001. Amends TCA Section 8-27-303.

On motion, Senate Bill No. 2208 was made to conform with **House Bill No. 2428.**

On motion, House Bill No. 2428, on same subject, was substituted for Senate Bill No. 2208.

Senate Bill No. 2263 -- County Officers -- Clarifies present law concerning requirement that trustee give receipt to taxpayer for taxes paid; permits forms to be drawn in manner so taxpayer can retain portion of tax notice in lieu of trustee mailing separate receipt. Amends TCA Title 67, Chapter 1, Part 7.

Senate Bill No. 3156 -- Montgomery County -- Subject to local approval, permits Montgomery County trustee by agreement with court clerk to continue to collect delinquent taxes after suit has been filed until property is sold. Amends TCA Section 67-5-2404.

On motion, Senate Bill No. 3156 was made to conform with **House Bill No. 3462.**

On motion, House Bill No. 3462, on same subject, was substituted for Senate Bill No. 3156.

Senate Bill No. 3294 -- Hospitals and Health Care Facilities -- Requires nursing homes that are not fully sprinklered to install smoke alarms or detectors in every patient room within 90 days of the effective date of the act, and to submit a plan within six months or 11 months, depending on the physical layout of the facility, for fully sprinklering the facility; directs that failure to submit a sprinkler plan is grounds for discipline or licensure action. Amends TCA Title 68, Chapter 11, Part 2.

On motion, Senate Bill No. 3294 was made to conform with **House Bill No. 3415.**

On motion, House Bill No. 3415, on same subject, was substituted for Senate Bill No. 3294.

Senate Bill No. 3466 -- Hamilton County -- Subject to local approval, revises hotel/motel tax to clarify that each violation means each day and to authorize imposition of civil penalty separately for each violation. Amends Chapter 905 of the Public Acts of 1980.

Senate Joint Resolution No. 798 -- Highway Signs -- Designates State Route 30 in Warren County the "Veterans Memorial Highway".

Senator Crowe moved that all Senate Joint Resolutions be adopted; and all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

LOCAL BILL
CONSENT CALENDAR

Senate Bill No. 3489 -- Trenton -- Subject to local approval, increases tax rate for the Trenton special school district from \$1.71 to \$1.87 per \$100 of assessed value. Amends Chapter 144 of the Private Acts of 1975; as amended.

On motion, Senate Bill No. 3489 was made to conform with **House Bill No. 3583**.

On motion, House Bill No. 3583, on same subject, was substituted for Senate Bill No. 3489.

Senate Bill No. 3490 -- Stewart County -- Subject to local approval, authorizes Stewart County to impose a privilege tax of 5 percent upon the privilege of occupancy in any hotel.

On motion, Senate Bill No. 3490 was made to conform with **House Bill No. 3585**.

On motion, House Bill No. 3585, on same subject, was substituted for Senate Bill No. 3490.

Senate Bill No. 3498 -- Kenton -- Subject to local approval, changes terms of trustees from two years to staggered terms of four years and increases grade level of school authorized for operation by special district from third grade to fifth grade. Amends Chapter 84 of the Public Acts of 1947; as amended.

On motion, Senate Bill No. 3498 was made to conform with **House Bill No. 3572**.

On motion, House Bill No. 3572, on same subject, was substituted for Senate Bill No. 3498.

Senator Crowe moved that all House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 28
Noes 0

Senators voting aye were: Atchley, Beavers, Burchett, Burks, Cohen, Cooper, Crowe, Crutchfield, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Person, Ramsey, Trail, Williams and Mr. Speaker Wilder--28.

A motion to reconsider was tabled.

CALENDAR

Senate Bill No. 2072 -- Highway Signs -- "Grady Lester Davis Memorial Highway" and "Woodrow Wilson Von Rohr Memorial Highway", S.R. 28 in Sequatchie County.

Senator Henry moved to amend as follows:

AMENDMENT NO. 1

AMEND by adding the following as a new section to precede the effective date section:

SECTION ____ (1) This act shall become operative only if Sequatchie County, Tennessee, either remits the estimated cost of the erection of such signs to the Department of Transportation within one (1) year of the effective date of this act or manufactures such signs in accordance with the provisions of subdivision (2). Sequatchie County shall make such payment prior to any expenditure by the state for the manufacture or installation of such signs. The department shall return any unused portion of the estimated cost to Sequatchie County within thirty (30) days of the erection of such signs. If the actual cost exceeds the estimated cost, Sequatchie County shall remit an amount equal to the difference in such costs to the department within thirty (30) days of receiving an itemized invoice of the actual cost from the department.

(2) Sequatchie County may manufacture and erect such signs, provided that such signs are manufactured and erected pursuant to state and federal guidelines and approved by the department.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 2072**, as amended, passed its third and final consideration by the following vote:

Ayes 30
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Cohen, Cooper, Crowe, Crutchfield, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Trail, Williams and Mr. Speaker Wilder--30.

A motion to reconsider was tabled.

Senate Bill No. 2455 -- Radio and Television -- Expands municipal electric system cable pilot project to one in each grand division. Amends TCA Section 7-52-601.

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On motion, Senate Bill No. 2455 was made to conform with **House Bill No. 2435**.

On motion, House Bill No. 2435, on same subject, was substituted for Senate Bill No. 2455.

On motion of Senator Cohen, Amendment No. 1 was withdrawn.

Senator Jackson moved for the previous question on **House Bill No. 2435**, which motion failed by the following vote:

Ayes	12
Noes	18
Present, not voting . . .	1

Senators voting aye were: Beavers, Cohen, Crutchfield, Dixon, Ford, Graves, Haynes, Jackson, Ketron, McLeary, McNally and Southerland--12.

Senators voting no were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Fowler, Herron, Kurita, Kyle, Miller, Norris, Person, Ramsey, Trail, Williams and Mr. Speaker Wilder--18.

Senator present and not voting was: Henry--1.

Senator Person declared Rule 13 on **House Bill No. 2435**.

Thereupon, **House Bill No. 2435** passed its third and final consideration by the following vote:

Ayes	24
Noes	6
Present, not voting . . .	1

Senators voting aye were: Atchley, Beavers, Bryson, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Ford, Fowler, Graves, Haynes, Herron, Jackson, Ketron, Kilby, Kyle, McLeary, McNally, Miller, Ramsey, Southerland and Williams--24.

Senators voting no were: Burchett, Dixon, Kurita, Norris, Person and Trail--6.

Senator present and not voting was: Henry--1.

A motion to reconsider was tabled.

Senate Bill No. 2674 -- Highway Signs -- "Senator Ben Atchley Bridge", James White Parkway (S.R. 71) over Tennessee River in Knoxville.

Senator Williams moved to amend as follows:

AMENDMENT NO. 1

AMEND by adding the following section to precede the effective date section:

SECTION _____. This act shall become operative only if the cost of the manufacture and installation of such signs is paid to the Department of Transportation from non-state funds within one (1) year of the effective date of this act. Such payment shall be made prior to any expenditure by the state for the manufacture or installation of such signs. The department shall return any unused portion of the estimated cost to the person or entity paying for such signs within thirty (30) days of the erection of such signs. If the actual cost exceeds the estimated cost, an amount equal to the difference in such costs shall be remitted to the department in non-state funds within thirty (30) days of the sponsoring person or entity receiving an itemized invoice of the actual cost from the department.

On motion, Amendment No. 1 was adopted.

On motion of Senator Henry, Amendment No. 2 was withdrawn.

Thereupon, **Senate Bill No. 2674**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

Senate Bill No. 2984 -- Domestic Violence -- Deletes requirement that orders of protection be read to the respondent and provides that these orders be served upon respondent the same as Rule 5 of rules of civil procedure provides for other orders. Amends TCA Title 36, Chapter 3, Part 6.

On motion, Senate Bill No. 2984 was made to conform with **House Bill No. 2792**.

On motion, House Bill No. 2792, on same subject, was substituted for Senate Bill No. 2984.

On motion of Senator Person, Amendment No. 1 was withdrawn, which motion prevailed.

Thereupon, **House Bill No. 2792** passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

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Senate Bill No. 3136 -- Salaries and Benefits -- Raises governor's annual salary from \$85,000 to the salary of the chief justice of the supreme court. Amends TCA Section 8-1-102.

On motion of Senator Atchley, Amendment No. 1 was withdrawn.

Senator Cohen moved that Amendment No. 2 be placed behind Amendment No. 4, which motion prevailed.

Senator Cohen moved that Amendment No. 3 be placed behind Amendment No. 4, which motion prevailed.

Senator Haynes moved to amend as follows:

AMENDMENT NO. 4

AMEND by deleting all provisions of the bill, as amended, and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-1-102, is amended by deleting the language "The salary of the governor shall be eighty-five thousand dollars (\$85,000) a year, effective on January 17, 1987," and by substituting instead the language "Beginning with the governor elected in November 2006, the governor shall at all times receive the same annual salary as the chief justice of the supreme court."

SECTION 2. This act shall take effect July 1, 2006, the public welfare requiring it.

On motion, Amendment No. 4 was adopted.

Senator Cohen moved to amend as follows:

AMENDMENT NO. 3

AMEND by redesignating Section 2 of the printed bill to be Section 3 and by adding a new Section 2 as follows:

SECTION 2. Notwithstanding the provisions of Section 8-39-202(b) to the contrary, the retirement allowance for any governor retiring before the effective date of this act, or the retirement allowance of a surviving spouse of a former governor receiving benefits before the effective date of this act, shall be based on a gubernatorial salary of eighty-five thousand dollars (\$85,000).

Senator Cohen moved that **Senate Bill No. 3136**, as amended, be placed on the calendar for Thursday, April 22, 2004, which motion prevailed.

Senate Bill No. 3137 -- Naming and Designating -- Names new state veterans home in Knoxville in honor of Senator Ben Atchley.

Senator Henry moved to amend as follows:

AMENDMENT NO. 1

AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. This act shall become operative only if the cost of the manufacture and installation of such signs is paid to the Department of Veterans Affairs from non-state funds within one (1) year of the effective date of this act. Such payment shall be made prior to any expenditure by the state for the manufacture or installation of such signs. The department shall return any unused portion of the estimated cost to the person or entity paying for such signs within thirty (30) days of the erection of such signs. If the actual cost exceeds the estimated cost, an amount equal to the difference in such costs shall be remitted to the department in non-state funds within thirty (30) days of the sponsoring person or entity receiving an itemized invoice of the actual cost from the department.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 3137**, as amended, passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

MOTION

Senator Crutchfield moved that the Proposed Schedule for the week of April 19, 2004, be adopted and made the action of the Senate.

Senator Cooper moved that the Proposed Schedule for the week of April 19, 2004, be amended for the purpose of including the Fiscal Review Contract Subcommittee meeting from 2:30 p.m. to 4:30 p.m. on Monday, April 19, 2004, which motion prevailed.

Thereupon, the Proposed Schedule, as amended, was adopted by the following vote:

Ayes 29
Noes 2

Senators voting aye were: Atchley, Bryson, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--29.

Senators voting no were: Burchett and Cohen--2.

TENNESSEE STATE SENATE 103rd GENERAL ASSEMBLY

PROPOSED SCHEDULE FOR THE WEEK OF APRIL 19, 2004

MONDAY – April 19

5:00 p.m.

Session – Senate Chamber

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TUESDAY – April 20

8:30 a.m. – 11:30 a.m.	Finance, Ways & Means Committee
11:30 a.m. – 12:30 p.m.	State & Local Government Committee (Alcohol Beverage Subcommittee)
12:30 p.m. – 1:30 p.m.	Lunch
1:30 p.m. – 3:30 p.m.	Commerce, Labor & Agriculture Committee
3:30 p.m. – 5:30 p.m.	Judiciary Committee

WEDNESDAY – April 21

8:30 a.m. – 10:30 a.m.	Education Committee
10:30 a.m. – 12:30 p.m.	General Welfare, Health & Human Resources
12:30 p.m. – 1:30 p.m.	Lunch
1:30 p.m. – 3:00 p.m.	Government Operations Committee
3:00 p.m.	Budget Subcommittee of Finance, Ways & Means Committee
	No Floor Session

THURSDAY – April 22

8:30 a.m. – 10:30 a.m.	Commerce, Labor & Agriculture Committee
10:30 a.m.	Session – Senate Chamber

OTHER MEETINGS:

Monday, April 19, 2004 –	Select Oversight Committee on Workers' Compensation 1:30 p.m. – Room 12/14 LP Oversight Committee on TennCare 2:00 p.m. – Room 31 LP Oversight Committee on the Lottery 3:30 p.m. – Room 30 LP
Tuesday, April 20, 2004 –	Commerce, Labor & Agriculture Pre-Meeting 7:30 a.m. – Third Floor Conference Room WMB
Wednesday, April 21, 2004 –	Rules Committee 8:00 a.m. – Speaker Wilder's Conference Room

NOTE: The Environment, Conservation & Tourism Committee and the Transportation Committee will not meet this week.

CALENDAR

Senate Bill No. 3243 -- Bonds and Undertakings, Regulation of -- Applies present law requirements for local government revenue bonds to other types of interest rate agreements into which local governments enter.

On motion, Senate Bill No. 3243 was made to conform with **House Bill No. 3288**.

On motion, House Bill No. 3288, on same subject, was substituted for Senate Bill No. 3243.

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On motion of Senator Henry, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 3288** passed its third and final consideration by the following vote:

Ayes 33

Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--33.

A motion to reconsider was tabled.

Senate Bill No. 3418 -- Taxes -- Revises certain allocations of sales and use taxes; revises application of business tax to certain services; removes exemption from occupation privilege tax for full-time state employees.

On motion, Senate Bill No. 3418 was made to conform with **House Bill No. 3480**.

On motion, House Bill No. 3480, on same subject, was substituted for Senate Bill No. 3418.

On motion of Senator Henry, Amendment No. 1 was withdrawn.

Senator Dixon moved that **House Bill No. 3480** be moved three places down on the calendar for today, which motion prevailed.

Senate Bill No. 3426 -- Law Enforcement -- Authorizes the office of homeland security to apply to Commissioner of Safety to commission law enforcement officers as peace officers for the office. Amends Title 38, Chapter 3, Part 1.

On motion, Senate Bill No. 3426 was made to conform with **House Bill No. 3528**.

On motion, House Bill No. 3528, on same subject, was substituted for Senate Bill No. 3426.

On motion of Senator Person, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 3528** passed its third and final consideration by the following vote:

Ayes 32

Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

Senator Herron moved that **Senate Bill No. 3455** be moved three places down on the calendar for today, which motion prevailed.

Senate Joint Resolution No. 746 -- General Assembly, Directed Studies -- Directs Department of Education to study and evaluate the quality of curriculums and policies and procedures relative to punishment utilized by Tennessee alternative schools and present findings and recommendations to the Education Oversight Committee.

Senator Jackson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all resolving clauses and substituting the following:

BE IT RESOLVED BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE HOUSE OF REPRESENTATIVES CONCURRING, that the Office of Education Accountability of the Comptroller's Office is directed to conduct a study of the alternative schools across Tennessee to evaluate: (1) the quality of the curriculum utilized by the schools, (2) the policies and procedures relative to discipline and punishment, and (3) the drop out rate for alternative school students.

BE IT FURTHER RESOLVED, that both the Department of Education and the State Board of Education shall provide full cooperation and assistance to the Office of Education Accountability as requested to complete the study.

BE IT FURTHER RESOLVED, it is the legislative intent that such study be concluded and its results and findings, including any recommendations, be presented to the Oversight Committee on Education no later than April 1, 2005.

BE IT FURTHER RESOLVED, that an enrolled copy of this resolution be transmitted to the Comptroller of the Treasury and the Commissioner of Education.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Joint Resolution No. 746**, as amended, was adopted by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--32.

A motion to reconsider was tabled.

Mr. Speaker Wilder moved that **House Bill No. 3480** be moved three places down on the calendar for today, which motion prevailed.

MOTION

Senator Burchett moved that the rules be suspended for the immediate consideration of **Senate Joint Resolution No. 972**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 972 -- Memorials, Recognition -- Steve Cropper.

On motion of Senator Burchett, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 972** was adopted.

A motion to reconsider was tabled.

MR. SPEAKER WILDER RELINQUISHES CHAIR

Mr. Speaker Wilder relinquished the Chair to Senator Graves as Speaker pro tempore.

CALENDAR

House Bill No. 2901 -- Alcoholic Beverages -- Expands Class B counties for regulating beer currently applying only to counties having metropolitan government to also include counties having charter form of government. Amends TCA Title 57, Chapter 5, Part 1.

Senator McNally moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 57-5-105(g)(2), is amended by deleting the language "in Class B counties" and by substituting instead the language "in Class B counties and counties having a population in excess of three hundred thousand (300,000) according to the 2000 federal census or any subsequent federal census".

SECTION 2. Tennessee Code Annotated, Section 57-5-109, is amended by deleting the language "as of January 1, 1993" wherever it appears; and is further amended by deleting the language "after January 1, 1993" in subsection (a).

SECTION 3. This act shall take effect July 1, 2004, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 2901**, as amended, passed its third and final consideration by the following vote:

Ayes	23
Noes	7
Present, not voting . . .	1

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Senators voting aye were: Atchley, Bryson, Burchett, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Graves, Harper, Haynes, Henry, Ketron, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey and Trail--23.

Senators voting no were: Beavers, Burks, Fowler, Herron, Kurita, Southerland and Williams --7.

Senator present and not voting was: Jackson--1.

A motion to reconsider was tabled.

Senate Bill No. 3455 -- Mortgages -- Establishes registration requirements for mortgage loan originators; revises other provisions governing residential lending, brokerage and services.

Senator Cooper moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the language "For all other purposes, this act shall tak" from Section 19 and by substituting instead the language "For all other purposes, this act shall take effect January 1, 2005, the public welfare requiring it."

On motion, Amendment No. 1 was adopted.

Senator Henry moved to amend as follows:

AMENDMENT NO. 2

AMEND by adding the following new section to the bill:

SECTION _____. Tennessee Code Annotated, Section 45-13-110, is amended by adding the following language as a new subsection (c):

A mortgage lender shall obtain from the mortgage loan broker with whom it does business in connection with each mortgage loan a copy of the license or the certificate of registration of the mortgage loan broker as well as the registration certificate of the mortgage loan originator who provided services with respect to the mortgage loan and shall maintain a copy of the applicable license or registration with each mortgage loan.

On motion, Amendment No. 2 was adopted.

Senator Southerland declared Rule 13 on **Senate Bill No. 3455**.

Thereupon, **Senate Bill No. 3455**, as amended, passed its third and final consideration by the following vote:

Ayes 33
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--33.

A motion to reconsider was tabled.

FURTHER ACTION ON HOUSE BILL NO. 3480

Thereupon, **House Bill No. 3480** passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--33.

A motion to reconsider was tabled.

MR. SPEAKER WILDER RESUMES CHAIR

Mr. Speaker Wilder resumed the Chair.

Senator Crutchfield moved that **Senate Bill No. 3332** be considered next, out of order, which motion prevailed.

Senate Bill No. 3332 -- Tobacco, Tobacco Products -- Clarifies administrative head of public institution of higher education has authority to designate reasonable number of easily accessible areas within buildings on campus where smokers are permitted to smoke instead of requiring area be designated in each building. Amends TCA Section 4-4-121.

MR. SPEAKER WILDER RELINQUISHES CHAIR

Mr. Speaker Wilder relinquished the Chair to Senator Person as Speaker pro tempore.

Senate Bill No. 3332 passed its third and final consideration by the following vote:

Ayes	30
Noes	0
Present, not voting . . .	1

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Fowler, Graves, Harper, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--30.

Senator present and not voting was: Haynes--1.

A motion to reconsider was tabled.

MOTION

Senator Norris moved that the rules be suspended for the immediate consideration of **House Joint Resolution No. 1066**, out of order, which motion prevailed.

RESOLUTION LYING OVER

House Joint Resolution No. 1066 -- Memorials, Congratulations -- Patrolman R.T. Halford, Bartlett Police Department Officer of the Year.

On motion of Senator Norris, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 1066** was concurred in by the following vote:

Ayes	28
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crowe, Crutchfield, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, Miller, Norris, Person, Ramsey, Southerland, Trail and Williams--28.

A motion to reconsider was tabled.

MOTION

Senator Norris moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 3120** on the calendar for the Committee on Judiciary for Tuesday, April 20, 2004, which motion prevailed.

RECALL OF BILL

On motion of Senator Harper, **Senate Bill No. 827** was recalled from the Committee on Judiciary.

REFERRAL

Senator Harper moved that Senate Bill No. 827 be referred to the Committee on General Welfare, Health and Human Resources, which motion prevailed.

RECALL OF BILLS

On motion of Mr. Speaker Wilder, **Senate Bills Nos. 2328, 2347, 2657 and 3360** were recalled from the Committee on Calendar.

REFERRALS

Mr. Speaker Wilder moved that Senate Bills Nos. 2328, 2347, 2657 and 3360 be referred to the Committee on Finance, Ways and Means, which motion prevailed.

MOTION

On motion, all Senators' names were added as sponsors of **Senate Bill No. 2674 and Senate Joint Resolution No. 972.**

On motion of Senators Harper, Dixon, Cooper and Norris, their names were added as sponsors of **Senate Bill No. 3455.**

On motion of Senator Cooper, his name was added as prime sponsor of **Senate Bill No. 3427.**

On motion of Senator Trail, his name was removed as sponsor of **Senate Bill No. 3427.**

On motion of Senator Graves, her name was added as sponsor of **Senate Bills Nos. 2137 and 3332; and House Joint Resolution No. 1051.**

On motion of Senators Cohen, Dixon, Ford, Kyle, Norris and Person, their names were added as sponsors of **House Joint Resolution No. 1066.**

On motion of Senator Harper, her name was removed as sponsor of **Senate Bill No. 3404.**

On motion of Senator Burchett, his name was added as sponsor of **Senate Bills Nos. 3159 and 3426.**

On motion of Senator Harper, her name was added as prime sponsor of **Senate Bill No. 827.**

On motion of Senator Herron, his name was added as prime sponsor of **Senate Bill No. 3455.**

On motion of Senator Kilby, his name was added as sponsor of **Senate Bill No. 3418 and House Joint Resolution No. 1060.**

On motion of Senator Herron, his name was added as sponsor of **Senate Bills Nos. 3093, 3294, 3418 and 3446.**

On motion of Senator Beavers, her name was added as sponsor of **House Joint Resolution No. 1048.**

On motion of Senator McLeary, his name was added as sponsor of **Senate Bills Nos. 721, 2137, 2984, 3418 and 3426.**

On motion of Senator Miller, his name was added as sponsor of **Senate Joint Resolution No. 912.**

On motion of Senator Haynes, his name was added as sponsor of **House Joint Resolution No. 1051.**

On motion of Senator Dixon, his name was added as sponsor of **House Joint Resolutions Nos. 1051, 1052 and 1053.**

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On motion of Senator Harper, her name was added as sponsor of **House Joint Resolution No. 1051**.

On motion of Senator Cohen, his name was added as sponsor of **House Joint Resolutions Nos. 1052 and 1053**.

On motion of Senator Norris, his name was added as sponsor of **Senate Joint Resolution No. 921; and House Joint Resolutions Nos. 1053 and 1056**.

On motion of Senators Henry and Herron, their names were added as sponsors of **House Joint Resolution No. 1051**.

On motion of Senator Burks, her name was added as sponsor of **Senate Bills Nos. 2137, 3294 and 3455; and Senate Joint Resolution No. 746**.

On motion of Senator Kurita, her name was added as sponsor of **Senate Bills Nos. 3294, 3426 and 3455**.

On motion of Senator Crowe, his name was removed as sponsor of **Senate Bill No. 3169**.

ENGROSSED BILLS

April 15, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 2072, 2137, 2263, 2674, 3137, 3332, 3455 and 3466; and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

ENGROSSED BILLS

April 15, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolutions Nos. 746, 798, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 937 and 938; and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

ENGROSSED BILLS

April 15, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolution No. 971, and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

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ENGROSSED BILLS

April 15, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolution No. 972, and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

ENGROSSED BILLS

April 15, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolutions Nos. 973 and 974, and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

April 14, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2258, 2539, 2830, 3180, 3526, 3577, 3587 and 3588; passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 15, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2512, 2865 and 3102; passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 15, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 3499, passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 14, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 930, 1026, 1063, 1064, 1065, 1066, 1067, 1068, 1069, 1070, 1072 and 1077; adopted, for the Senate's action.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 15, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 1073, 1074, 1075, 1080 and 1081; adopted, for the Senate's action.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 14, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 2379, 2946, 3047 and 3278; substituted for House Bills on same subjects and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 15, 2004

MR. SPEAKER: I am directed to return Senate Bill No. 3349. The House moved to lift from the table the motion to reconsider its action on Senate Bill No. 3349. The House reconsidered Senate Bill No. 3349. The House reconsidered and withdrew House Amendment No. 1 and repassed Senate Bill No. 3349 on third and final consideration.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 15, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 3459, substituted for House Bill on same subject and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 14, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908 and 909; concurred in by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 15, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 971, concurred in by the House.

BURNEY T. DURHAM,
Chief Clerk.

ENROLLED BILLS

April 14, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Resolutions Nos. 161, 162, 163, 164, 165, 166, 167, 168, 169 and 170; and find same correctly enrolled and ready for the signature of the Speaker.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

ENROLLED BILLS

April 15, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908 and 909; and find same correctly enrolled and ready for the signatures of the Speakers.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

ENROLLED BILLS

April 16, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Resolutions Nos. 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191 and 192; and Senate Joint Resolution No. 971; and find same correctly enrolled and ready for the signatures of the Speakers.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

April 15, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 1751, 2450, 2451, 2467, 2547, 3488, 3489, 3500, 3516 and 3540; for the signature of the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 15, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 1046, 1048, 1049, 1051, 1052, 1053, 1054, 1056, 1057, 1058, 1059, 1060, 1066 and 1072; for the signature of the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

SIGNED

April 14, 2004

The Speaker announced that he had signed the following: Senate Resolutions Nos. 161, 162, 163, 164, 165, 166, 167, 168, 169 and 170.

SIGNED

April 15, 2004

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908 and 909.

SIGNED

April 15, 2004

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 1046, 1048, 1049, 1051, 1052, 1053, 1054, 1056, 1057, 1058, 1059, 1060, 1066 and 1072.

SIGNED

April 16, 2004

The Speaker announced that he had signed the following: Senate Resolutions Nos. 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191 and 192; and Senate Joint Resolution No. 971.

MESSAGE FROM THE HOUSE

April 13, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 897, signed by the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

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MESSAGE FROM THE HOUSE

April 15, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908 and 909; signed by the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 15, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 17, 771, 1742, 2095, 2317, 2434, 2663, 2694, 2853, 2981, 2986, 3018, 3133, 3187, 3214, 3280, 3377, 3381, 3384, 3388, 3389, 3421 and 3452; signed by the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 16, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 971, signed by the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

April 14, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolution No. 897, for his action.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

April 15, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908 and 909; for his action.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

April 15, 2004

THURSDAY, APRIL 15, 2004 -- 81ST LEGISLATIVE DAY

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 17, 771, 1742, 2095, 2317, 2434, 2663, 2694, 2853,

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2981, 2986, 3018, 3133, 3187, 3214, 3280, 3377, 3381, 3384, 3388, 3389, 3421 and 3452; for his action.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

April 16, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolution No. 971, for his action.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

April 13, 2004

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bills Nos. 2422 and 2684, with his approval.

ROBERT E. COOPER, JR.,
Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

April 14, 2004

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bill No. 2220, with his approval.

ROBERT E. COOPER, JR.,
Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

April 15, 2004

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolution No. 897, with his approval.

ROBERT E. COOPER, JR.,
Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

April 15, 2004

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bill No. 2797, with his approval.

ROBERT E. COOPER, JR.,
Counsel to the Governor.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR #1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, April 19, 2004: House Joint Resolutions Nos. 1031, 1061, 1063, 1064, 1065, 1067, 1068, 1069, 1070 and 1077; Senate Joint Resolutions Nos. 737, 939, 940, 941, 942 and 944; and Senate Resolution No. 193.

This the 15th day of April, 2004.
CROWE, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR #2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, April 19, 2004: Senate Bills Nos. 2541, 2561, 2571, 2705, 2916, 2999, 3046, 3144 and 3387; House Joint Resolutions Nos. 839, 982 and 1032; and Senate Joint Resolutions Nos. 860, 869 and 882.

This the 15th day of April, 2004.
CROWE, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
LOCAL BILL
CONSENT CALENDAR**

Pursuant to Rule 26, the following bills have been set on the Consent Calendar for Monday, April 19, 2004: Senate Bills Nos. 3480, 3493 and 3497.

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, April 19, 2004: Senate Bills Nos. 2092, 2138, 2385, 2387, 2764, 925, 1174, 2342, 2344, 2665, 2667, 2745, 2767, 2823, 3228, 3231, 3246, 3300 and 3336; House Joint Resolutions Nos. 815 and 835; House Bill No. 1249; and Senate Bills Nos. 596 and 601.

This the 15th day of April, 2004.
CROWE, Chairperson.

**SENATE
MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bills and they have been set on the Message Calendar for Monday, April 19, 2004: House Bill No. 189; and Senate Bills Nos. 2119, 2139, 2300 and 2673.

ADJOURNMENT

Senator Crutchfield moved the Senate adjourn until 5:00 p.m., Monday, April 19, 2004, which motion prevailed by the following vote:

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Ayes 19
Noes 2

Senators voting aye were: Bryson, Burchett, Burks, Crowe, Crutchfield, Dixon, Graves, Harper, Haynes, Herron, Kilby, Kurita, Kyle, Miller, Norris, Person, Ramsey, Trail and Williams--19.

Senators voting no were: Cooper and Fowler--2.